

The opinion in support of the decision being entered today is not binding precedent of the Board.

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Paper

Filed by: Trial Section Merits Panel
Mail Stop Interference
P.O. Box 1450
Alexandria, VA 22313-1450
Tel: 571-272-9797
Fax: 571-273-0042

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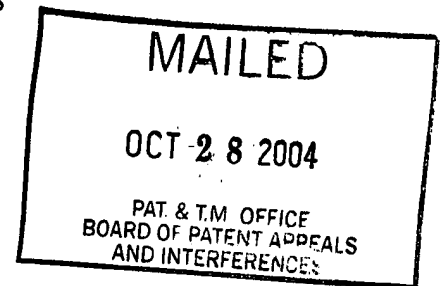
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

LEVER BROTHERS CO.
Junior Party,
(Reissue application 10/740,392),

v.

HENKEL KGAA
Senior Party,
(Application 09/380,739).



Patent Interference No. 105,143

Before: McKELVEY, Senior Administrative Patent Judge, and MEDLEY and MOORE,
Administrative Patent Judges.

MEDLEY, Administrative Patent Judge.

JUDGMENT-RULE 127

For the reasons given in the Decision on Preliminary Motions (Paper 51), judgment is herein entered against junior party Lever. In particular, Lever has not alleged a date of invention with respect to the subject matter of the count prior to the senior party Henkel's earliest accorded benefit date of 11 March 1997 (Paper 32). Moreover, Lever did not challenge Henkel's accorded

INTERFERENCE DIGEST

Interference No. 105,143

Paper No. 40

Name: Josef Otto Rettenmaier et al.

Serial No.: 09/380,739

Patent No.

Title: Laundry Detergent Compact which Disintegrates in Liquids

Filed: 12/15/99

Interference with Boskamp

DECISION ON MOTIONS

Administrative Patent Judge, _____ Dated, _____

FINAL DECISION

Board of Patent Appeals and Interferences, favorable Dated, 3-11-04

Court, _____ Dated, _____

REMARKS

Judgment Rule 127 10/28/04

This should be placed in each application or patent involved in interference in addition to the interference letters.

benefit date. Accordingly, judgment is entered against junior party Lever. It is

ORDERED that judgment as to the subject matter of the count is herein entered against junior party **LEVER BROTHERS CO.**;

FURTHER ORDERED junior party **LEVER BROTHERS CO.** is not entitled to claims 1-45 which correspond to the count;

FURTHER ORDERED that if there is a settlement agreement, the parties should note the requirements of 35 U.S.C. § 135(c) and 37 CFR § 41.205; and

FURTHER ORDERED that a copy of this judgment be filed in the respective involved applications of the parties.

m.g.k.

FRED E. McKELVEY, Senior
Administrative Patent Judge

Sally C. Medley
SALLY C. MEDLEY
Administrative Patent Judge

BOARD OF PATENT
APPEALS AND
INTERFERENCES

James T. Moore
JAMES T. MOORE
Administrative Patent Judge

cc (via federal express):

Counsel for LEVER BROTHERS CO.:

Mr. Victor N. Balancia, Esq.
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, N.W.
Washington, DC 20004

Tel: 202-739-3000

Counsel for HENKEL KGAA:

Rudolf E. Hutz, Esq.
CONNOLLY BOVE LODGE & HUTZ LLP
The Nemours Building
1007 North Orange Street
Wilmington, DE 19801

Tel: 302-658-9141